

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 20 1998

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 20 1998

The applicant Michael F. Odette and Debra L. Odette, hereby make application for permission to change the Point of Diversion of a portion of water heretofore appropriated under Permit 19205, Certificate 7067

1. The source of water is Underground
2. The amount of water to be changed 2.5 c.f.s.
3. The water to be used for Irrigation and Domestic
4. The water heretofore permitted for Irrigation and Domestic
5. The water is to be diverted at the following point NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T.25N., R.42E. M.D.B.&M., or at a point from which the S $\frac{1}{4}$ corner of said Sec. 16 Bears S. 00° 13' 16" E. A distance of 5,180.04 ft.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T.25N., R.42E., M.D.B.&M. or at a point from which the S $\frac{1}{4}$ Corner of said Sec. 16 bears S 43° 24' E, a distance of 141.42 feet
7. Proposed place of use 315.106 acres in the W $\frac{1}{2}$, Sec. 16, T.25N., R.42E., M.D.B.&M.
8. Existing place of use No change
9. Use will be from Jan 1 to Dec 31 of each year.
10. Use was permitted from Jan 1 to Dec 31 of each year.
11. Description of proposed works Well, pump and distribution system.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works Complete
14. Estimated time required to complete the application of water to beneficial use 3 years
15. Remarks: See attached letter dated 1/20/98

By s/Debra L. Odette
HC 61, Box 128
Battle Mountain, NV 89820

Compared my/bk 2 lw/cms

Protested _____

63778-T

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 19205, Certificate 7067 is issued subject to the terms and conditions imposed in said Permit 19205, Certificate 7067 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste.* This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 19205, Certificate 7067 and 63778-T shall not exceed 1,260.424 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on February 26, 1999 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.5 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

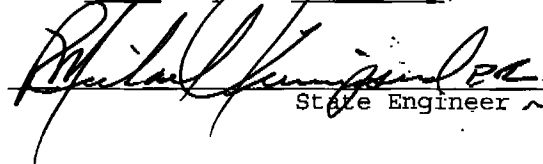
TEMPORARY

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 27th day of February, A.D. 1998


State Engineer

EXPIRED

DATE FEB 26 1999